

RECEIVED  
CENTRAL FAX CENTER

MAY 29 2008

Attorney Docket No. 25-269  
Patent

## IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicants: Toshiaki KATSUMA et al.

Serial No.: 10/801,826

Art Unit: 2627

Filed: March 17, 2004

Examiner: ORTIZ-CRIADO, Jorge L.

For: APERTURE LIMITING ELEMENT AND OPTICAL PICKUP DEVICE  
UTILIZING ITPETITION FROM REQUIREMENT FOR RESTRICTION UNDER 37 C.F.R. 1.181Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

May 29, 2008

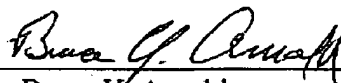
Sir:

It is requested that characterization of the Election as being "without traverse" (see page 2, second paragraph, of the Office Communication dated 6/14/2007), be withdrawn to the extent that, if claim 1 is found to be allowable, claims 5, 7, 20, 23 and 25 and 30 should then be rejoined by the Examiner for the reasons as stated at page 8, third paragraph, of the Preliminary Amendment and Election filed April 2, 2007.

In the event this Petition should have been characterized as being filed under 37 C.F.R. 1.144, instead of 37 C.F.R. 1.181, please consider it as having been filed under that Rule. No fee is believed to be due; however, please charge any fee(s) that may be required pursuant to the filing of this petition to Deposit Account No. 012509.

Respectfully submitted,

ARNOLD INTERNATIONAL

By   
Bruce V. Arnold  
Reg. No. 28,493

(703) 759-2991

P.O. Box 129  
Great Falls, VA 22066-0129